

**THE EFFECTIVE DATES OF THIS RESOLUTION ARE MAY 4, 2010 AND JULY 1, 2010**  
(as provided below)

**RESOLUTION NO. 10-14**

**Re: Adjustment of Fees Collected by the Division of Permitting and Development Review**

WHEREAS, by Ordinance No. 06-17-413 (May 18, 2006), the Board of County Commissioners of Frederick County (BOCC) established a fee schedule for the Division of Permitting and Development Review (DPDR), and

WHEREAS, Ordinance No. 06-17-413 provides that "any future adjustments, amendments or additions to the [Fee Schedule] may be adopted by resolution of the Board of County Commissioners", and

WHEREAS, on June 5, 2007, the BOCC adopted Resolution 07-31 (effective July 1, 2007), which established the latest DPDR fee schedule and further resolved, among other things, that:

1. On July 1, 2008, and on July 1 of each year thereafter in which the fees included in the DPDR fee schedule remain in effect, the fees shall be automatically adjusted to account for inflationary increases based on the Consumer Price Index published by the U.S. Department of Labor, Bureau of Labor Statistics ([www.bls.gov](http://www.bls.gov)).
2. On July 1, 2008 and on July 1 of each year thereafter, the DPDR shall begin collecting the automatically adjusted fees, unless the BOCC has adopted an alternative fee adjustment, and

WHEREAS, on May 20, 2008, the BOCC approved Resolution 08-17, which adopted the current DPDR fee schedule for FY 2009, including a 2.8 % inflationary fee increase and minor clarifying language to improve understanding of the fee schedule or, in some cases, to reflect current business practices, and

WHEREAS, On May 28, 2009, the BOCC approved Resolution 09-11, which adopted the DPDR fee schedule for FY 2010, which included a 3.8% inflationary fee increase and minor clarifying language, and

WHEREAS, by this Resolution, the BOCC desires to adopt a revised DPDR fee schedule for FY 2011, which incorporates fee decreases of 0.4 percent based on the 2009 Consumer Price Index, as well as the addition of certain clarifying language, and revision and simplification of the Adequate Public Facilities Ordinance (APFO) review fees, including: (1) a revised fee to reflect changes to the APFO roads testing provisions and guidelines; (2) a review fee for the schools APFO review that is performed by Frederick County Public Schools staff; and (3) cross-references to the

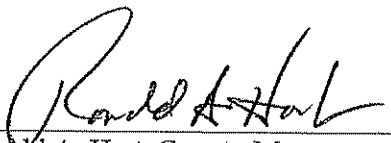
Division of Utilities and Solid Waste Management's fee schedule to which fees were recently added for water and sewer APFO review.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY, MARYLAND, that the DPDR fee schedule is hereby revised as shown on Exhibit A, which is attached hereto and incorporated herein by reference.

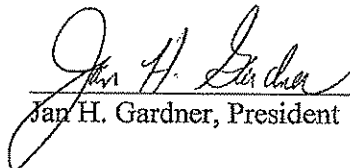
AND BE IT FURTHER RESOLVED THAT this Resolution shall be effective on July 1, 2010, and shall apply to applications received on or after the effective date; except that Section VI, subsections I, J and K.2.as shown on Exhibit A, shall be effective for applications received on or after May 4, 2010.

The undersigned hereby certifies that this Resolution was approved and adopted on this 20<sup>th</sup> day of May, 2010.

ATTEST:

  
\_\_\_\_\_  
Ronald A. Hart, County Manager

BOARD OF COUNTY COMMISSIONERS  
OF FREDERICK COUNTY, MARYLAND

  
\_\_\_\_\_  
Jan H. Gardner, President

KAM  
5/20/10